

§ 493.1417 [Corrected]

22. Page 9604, col. 2, § 493.1417(b)(3), line 4—"§ 493.1417" should read "§ 493.1427".

§ 493.1421 [Corrected]

23a. Page 9605, col. 1, § 493.1421(g)(3)(iii), line 1—"dermatology" should read "dermatopathology".

§ 493.1421 [Corrected]

b. Col. 3, § 493.1421(m), line 11—replace the period after "Rh" with a subscript _o; i.e., "Rh_o".

§ 493.1421 [Corrected]

c. Col. 3, § 493.1421(m), line 13—" (1)(2)" should read "(l)(2)".

§ 493.1433 [Corrected]

24. Page 9606, col. 3, § 493.1433(b)(1), line 3—insert "college or" before "university".

§ 493.1433 [Corrected]

25. Page 9607, col. 1, § 493.1433(b)(4)(i)(B), line 1 should read "(B) At least 12 semester hours were in".

§ 493.1501 [Corrected]

26a. Page 9608, col. 1, § 493.1501, line 7—insert "and" after "results".

§ 493.1501 [Corrected]

b. Col. 2, § 493.1501(g), line 1—insert "Standard" after "(g)".

(Catalog of Federal Domestic Assistance Programs No. 13.714—Medical Assistance, No. 13.773, Medicare—Hospital Insurance Program; No. 123.774—Medicare—Supplementary Medical Insurance Program)

Dated: August 3, 1990.

Neil J. Stillman,

Deputy Assistant Secretary for Information and Resource Management.

[FR Doc. 90-19538 Filed 8-17-90; 8:45 am]

BILLING CODE 4120-03-M

FEDERAL COMMUNICATIONS COMMISSION

47 CFR Part 15

[GEN Docket No. 87-389; FCC 90-260]

Operation of Radio Frequency Devices Without a License

AGENCY: Federal Communications Commission.

ACTION: Final rule; petition for recordkeeping.

SUMMARY: The Commission amends its regulations adopted recently in the *First Report and Order* in GEN Docket No. 37-389, 54 FR 17710, April 25, 1989, concerning emission measurement requirements for perimeter protection

systems operating in the 40.66–40.70 MHz band. This action is taken in response to a petition for reconsideration filed by Senstar Corporation. The objective of this action is to avoid any adverse impact that the new part 15 regulations might have on perimeter protection systems operating in the 40.66–40.70 MHz band under the former rules, particularly as there has been no history of interference from these devices.

EFFECTIVE DATE: Changes to the regulations are effective August 20, 1990.

ADDRESSES: Federal Communications Commission, 1919 M Street, NW., Washington, DC 20554.

FOR FURTHER INFORMATION CONTACT: Karen Rackley, Office of Engineering and Technology, (202) 653-7316.

SUPPLEMENTARY INFORMATION: This is a summary of the Commission's *Memorandum, Opinion and Order* in GEN Docket No. 87-389, FCC 90-260, adopted July 9, 1990, and released August 15, 1990.

The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street NW., Washington, DC. It may also be purchased from the Commission's copy contractors, International Transcription Service, (202) 857-3800, 2100 M Street NW., Suite 140, Washington, DC 20037.

Summary of the Memorandum, Opinion and Order

1. In the First Report and Order in this proceeding, the Commission adopted a comprehensive revision of part 15 of its rules governing the operation of radio frequency devices without an individual license. The objective of this action was to encourage more effective use of the radio frequency spectrum while providing additional technical and operational flexibility in the design, manufacture and use of non-licensed devices.

2. As part of this action, the standards for measuring emissions from perimeter protection systems operating in the 40.66–40.77 MHz band were modified to require the use of a CISPR quasi-peak detector, which provides a better indication of the interference potential of a device than the previously-specified average detector. Because CISPR quasi-peak measurements give higher readings for devices that employ pulsed emissions, the Commission was concerned that some devices permitted under the former rules would no longer be compliant. Accordingly, the Commission increased the emission

limit 6 dB to compensate for the effect of the change in measurement procedure.

3. In its petition, Senstar, a manufacturer of perimeter protection systems, maintains that the 6 dB increase in the emission limit is insufficient to offset the higher quasi-peak readings. Senstar is concerned that one of its existing product lines will not comply with the emission limit under the new rules and will have to be discontinued. To correct this situation, Senstar proposed three possible remedies: increase the emission limit further; revert to the original average measurement methodology with the new higher emission limit; or, provide a ten-year period to comply with the new rules.

4. An opposition was filed objecting to any increase in the emission limit for perimeter protection systems.

5. The Commission remains concerned that the potential for interference to authorized services would increase if the limit were to be further increase relaxed. Senstar's requests to further the limit are therefore denied.

6. To avoid any adverse impact of the new rules on perimeter protection systems, the Commission is instead adopting a modified version of Senstar's request for a ten-year grandfathering period by amending the rules to permit measurements using either an average detector with the former emission limit or a quasi-peak detector with the corresponding new limit. In addition, where measurements are made with an average detector, a 20 dB peak-to-average limit on emissions from the system will be imposed. This provides Senstar the relief it seeks and at the same time controls the interference potential of perimeter protection systems. We see no need to limit this new policy to a ten-year period. As an editorial matter, the former limit has been respecified in terms of a 3 meters distance rather than 30 meters for consistency with the format of other part 15 requirements; however, measurements may be made at a distance up to 30 meters to avoid near-field measurement problems.

7. In accordance with the above discussion and pursuant to the authority contained in sections 4(i), 301, 302, and 303 of the Communications Act of 1934, as amended, *it is ordered* That the Petition for Reconsideration filed by Senstar Corporation is granted to the extent herein and in all other respects is denied. In addition, it is ordered that part 15 of the Commission's rules and regulations is amended as set forth below. These rules and regulations are effective upon the date of their

publication in the **Federal Register**. In accordance with 5 U.S.C. 553(d), publication of the amended regulations in the **Federal Register** at least 30 days before the effective date is not required since the changes to the regulations relieve existing restrictions.

List of Subjects in 47 CFR Part 15

Communications equipment,
Electronic products, Measurement
standards.

Rule Changes

Title 47 of the Code of Federal
Regulations, part 15 is amended as
follows:

PART 15—[AMENDED]

1. The authority citation for part 15
continues to read as follows:

Authority: Sec. 4, 302, 303, 304, and 307 of
the Communications Act of 1934, as
amended, 47 U.S.C. sections 154, 302, 303, 304,
and 307.

2. Section 15.229 is amended by
redesignating paragraphs (b) and (c) as
paragraphs (c) and (d), respectively, and
by adding a new paragraph (b), to read
as follows:

§ 15.229 Operation within the band 40.66– 40.70 MHz.

(b) As an alternative to the limit in
paragraph (a) of this section, perimeter
protection systems may demonstrate
compliance with the following: the field
strength of any emissions within this
band shall not exceed 500 microvolts/
meter at 3 meters, as determined using
measurement instrumentations
employing an average detector. The
provisions in § 15.35 for limiting peak
emissions apply where compliance of
these devices is demonstrated under this
alternative emission limit.

Federal Communications Commission.

Donna R. Searcy,

Secretary.

[FR Doc. 90-19546 Filed 8-17-90; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 89-370; RM-6842]

Radio Broadcasting Services; Wadesboro, NC

AGENCY: Federal Communications
Commission.

ACTION: Final rule.

SUMMARY: The Commission, at the
request of Red Penny Broadcasting,
substitutes Channel 228C3 for Channel

228A at Wadesboro, North Carolina,
and modifies its construction permit for
Station WRPL to specify operation on
the higher powered channel. See 54 FR
37137, published September 7, 1989.
Channel 228C3 can be allotted to
Wadesboro in compliance with the
Commission's minimum distance
separation requirements with a site
restriction of 4.9 kilometers (3.1 miles)
northeast. The coordinates for this
allotment are North Latitude 34-59-57
and West Longitude 80-02-34. With this
action, this proceeding is terminated.

EFFECTIVE DATE: October 1, 1990.

FOR FURTHER INFORMATION CONTACT:
Leslie K. Shapiro, Mass Media Bureau,
(202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a
synopsis of the Commission's Report
and Order, MM Docket No. 89-370,
adopted August 1, 1990, and released
August 15, 1990. The full text of this
Commission decision is available for
inspection and copying during normal
business hours in the FCC Dockets
Branch (room 230), 1919 M Street NW.,
Washington, DC. The complete text of
this decision may also be purchased
from the Commission's copy contractor,
International Transcription Service,
(202) 857-3800, 2100 M Street NW., suite
140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73
continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the FM Table of
Allotments under North Carolina is
amended by removing Channel 228A
and adding Channel 228C3 at
Wadesboro.

Federal Communications Commission.

Kathleen B. Levitz,

Deputy Chief, Policy and Rules Division,
Mass Media Bureau.

[FR Doc. 90-19547 Filed 8-17-90; 8:45 am]

BILLING CODE 6712-01-M

47 CFR PART 73

[MM Docket No. 89-425; RM-6829]

Radio Broadcasting Services; Rome, GA

AGENCY: Federal Communications
Commission.

ACTION: Final rule.

SUMMARY: This document, at the request
of Briar Creek Broadcasting Corp.,
substitutes Channel 249C3 for Channel
249A at Rome, Georgia, and modifies its
license for Station WKCX(FM) to
specify operation on the higher powered
channel. See 54 FR 41127, October 5,
1989. Channel 249C3 can be allotted to
Rome, Georgia, in compliance with the
Commission's minimum distance
separation requirements with a site
restriction of 13.5 kilometers (8.4 miles)
northeast to avoid a short-spacing to
Station WKLD, Channel 249A, Oneonta,
Alabama. The coordinates for this
allotment are North Latitude 34-20-00
and West Longitude 85-03-00. With this
action, this proceeding is terminated.

EFFECTIVE DATE: October 1, 1990.

FOR FURTHER INFORMATION CONTACT:
Nancy J. Walls, Mass Media Bureau,
(202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a
synopsis of the Commission's Report
and Order, MM Docket No. 89-425,
adopted August 1, 1990, and released
August 15, 1990. The full text of this
Commission decision is available for
inspection and copying during normal
business hours in the FCC Dockets
Branch (Room 230), 1919 M Street NW.,
Washington, DC. The complete text of
this decision may also be purchased
from the Commission's copy contractors,
International Transcription Service,
(202) 857-3800, 2100 M Street NW., Suite
140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73
continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM
Allotments under Georgia is amended
by removing Channel 249A and adding
Channel 249C3 at Rome.

Kathleen B. Levitz,

Deputy Chief, Policy and Rules Division,
Mass Media Bureau.

[FR Doc. 90-19548 Filed 8-17-90; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 89-442; RM-6837]

Radio Broadcasting Services; Roanoke, AL

AGENCY: Federal Communications
Commission.

ACTION: Final rule.

SUMMARY: This document substitutes Channel 272C3 for Channel 272A at Roanoke, Alabama, and modifies the Class A permit issued to Eagle's Nest, Inc. for Station WELR-FM, as requested, to specify operation on the higher powered channel, thereby providing that community with its first expanded coverage FM service. See 54 FR 42807, October 18, 1989. Coordinates for Channel 272C3 at Roanoke are 33-00-00 and 85-26-00. With this action, the proceeding is terminated.

EFFECTIVE DATE: October 1, 1990.

FOR FURTHER INFORMATION CONTACT: Nancy Joyner, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 89-442, adopted August 1, 1990, and released August 15, 1990. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, (202) 857-3800, 2100 M Street, NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

47 CFR PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments for Alabama, is amended for Roanoke, by removing Channel 272A and adding Channel 272C3.

Federal Communications Commission.

Kathleen B. Levitz,

*Deputy Chief, Policy and Rules Division,
Mass Media Bureau.*

[FR Doc. 90-19554 Filed 8-17-90; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 89-446; RM-6834]

Radio Broadcasting Services; Trenton, TN

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document substitutes channel 248C3 for Channel 249A at

Trenton, Tennessee, and modifies the license of Station WLOT(FM) to specify operation on the higher powered channel, as requested by The Wireless Group, Inc., See 54 FR 42524, October 17, 1989. Action taken here provides Trenton and its surrounding area with expanded FM service. A site restriction of 10.9 kilometers (6.8 miles) north of the city is required. The coordinates are 36-04-30 and 85-56-00. With this action, this proceeding is terminated.

EFFECTIVE DATE: October 1, 1990.

FOR FURTHER INFORMATION CONTACT: Leslie K. Shapiro, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order, MM Docket No. 89-446, adopted July 26, 1990, and released August 15, 1990. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, (202) 857-3800, 2100 M Street, NW., suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments is amended, under Tennessee, by removing Channel 249A and adding Channel 248C3 at Trenton.

Federal Communications Commission.

Kathleen B. Levitz,

*Deputy Chief, Policy and Rules Division,
Mass Media Bureau.*

[FR Doc. 90-19550 Filed 8-17-90; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 89-398; RM-6819]

Radio Broadcasting Services; Spring City, TN

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document substitutes Channel 230C3 for Channel 230A at Spring City, Tennessee, and modifies the construction permit of Station WAYA(FM) to specify operation on the

higher powered channel at the request of Walter E. Hopper III. See 54 FR 39210, September 25, 1989. The coordinates for Channel 230C3 at Spring City, Tennessee, are 35-33-06 and 84-42-09. With this action, this proceeding is terminated.

EFFECTIVE DATE: October 1, 1990.

FOR FURTHER INFORMATION CONTACT: Andrew J. Rhodes, Mass Media Bureau, (202) 634-6530.

SUPPLEMENTARY INFORMATION: This is a synopsis of the Commission's Report and Order MM Docket No. 89-398, adopted August 6, 1990, and released August 15, 1990. The full text of this Commission decision is available for inspection and copying during normal business hours in the FCC Dockets Branch (Room 230), 1919 M Street, NW., Washington, DC. The complete text of this decision may also be purchased from the Commission's copy contractors, International Transcription Service, (202) 857-3000, 2100 M Street, NW., Suite 140, Washington, DC 20037.

List of Subjects in 47 CFR Part 73

Radio broadcasting.

PART 73—[AMENDED]

1. The authority citation for part 73 continues to read as follows:

Authority: 47 U.S.C. 154, 303.

§ 73.202 [Amended]

2. Section 73.202(b), the Table of FM Allotments is amended under Tennessee by removing channel 230A and adding Channel 230C3 at Spring City.

Federal Communications Commission.

Kathleen B. Levitz,

*Deputy Chief, Policy and Rules Division,
Mass Media Bureau.*

[FR Doc. 90-19553 Filed 8-17-90; 8:45 am]

BILLING CODE 6712-01-M

47 CFR Part 73

[MM Docket No. 89-421; RM-6853]

Radio Broadcasting Services; Idalou, TX

AGENCY: Federal Communications Commission.

ACTION: Final rule.

SUMMARY: This document allots Channel 289A to Idalou, Texas, as the community's first local FM service, at the request of Express Communications. See 54 FR 41128, October 5, 1989. Channel 289A can be allotted to Idalou in compliance with the Commission's minimum distance without the imposition of a site restriction. The